

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office MAR 20 1973

Returned to applicant for correction

Corrected application filed Map filed MAR 13 1973

The applicant Alex Heguy
146 W. Juniper St.
of Elko, County of
State of Nevada 89801, hereby makes application for permission to change the
point of diversion and place of use of a portion
of water heretofore appropriated under Permit No. 2125

(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

1. The source of water is Mason Creek (Name of stream, lake or other source.)
2. The amount of water to be changed 0.56 c.f.s. (Second feet, acre feet.)
3. The water to be used for irrigation (If for stock state number and kind of animals.)
4. The water heretofore used for irrigation (If for stock state number and kind of animals.)
5. The water is to be diverted at the following point SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 32, T.43N., R.57E.,
M.D.B.&M., or at a point from which the SE corner of said Section 32
(Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be stated.)
bears S. 80° 35' E., 990 feet. (DITCH NO. 1)
6. The existing point of diversion is located within SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 32, T.43N., R.57E.,
M.D.B.&M., or at a point from which the SW corner of said Section 32
(If point of diversion is not changed, do not answer.)
bears S. 83° 30' W., 1870 feet.
7. Proposed place of use SE $\frac{1}{4}$ SE $\frac{1}{4}$ (3.11 acres) Section 32; SW $\frac{1}{4}$ SW $\frac{1}{4}$ (5.39 acres),
(Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.)
NW $\frac{1}{4}$ SW $\frac{1}{4}$ (8.20 acres), NE $\frac{1}{4}$ SW $\frac{1}{4}$ (8.87 acres), NW $\frac{1}{4}$ SE $\frac{1}{4}$ (7.22 acres),
NE $\frac{1}{4}$ SE $\frac{1}{4}$ (4.09 acres) Section 33. All in T.43N., R.57E., M.D.B.&M.
Total 36.88 acres.
8. Existing place of use SE $\frac{1}{4}$ SE $\frac{1}{4}$ (15 acres) Section 32; NW $\frac{1}{4}$ SW $\frac{1}{4}$ (10 acres),
(Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.)
NE $\frac{1}{4}$ SW $\frac{1}{4}$ (11.88 acres) Section 33. All in T.43N., R.57E., M.D.B.&M.
Total 36.88 acres.
9. Use will be from April 15 to July 15 of each year.
(Month) (Month)
10. Use has been from April 15 to July 15 of each year.
(Month) (Month)

11. Description of proposed works.

earthen dam in Mason Creek at the point of diversion along with a ditch
(Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.)
to carry water to place of use.
(State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.)

12. Estimated cost of works \$2000.

13. Estimated time required to construct works works are complete.

14. Remarks This application is made to correct and complete Permit
No. 2125. The accompanying map will support Proof of Beneficial Use
under this application.

Compared jw/ga lk/dc

Applicant Alex Heguy

By s/ Joe W. Heguy
146 W. Juniper Street
Elko, Nevada 89801

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions: This permit to change the Point of Diversion and Place of Use Portion of the water of Mason Creek as heretofore granted under Permit 2125 is issued subject to the terms and conditions imposed in said Permit 2125 and with the understanding that no other rights on the source will be affected by the change proposed herein. A substantial headgate and measuring device must be installed and maintained to facilitate the measurement and control of water. The State reserves the right to regulate the use of the water under this proposed change at any and all times.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.56 cubic feet per second, but not to exceed a seasonal duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Actual construction work shall begin on or before February 3, 1974

Proof of commencement of work shall be filed before March 3, 1974

Work must be prosecuted with reasonable diligence and be completed on or before February 3, 1975

Proof of completion of work shall be filed before March 3, 1975

Application of water to beneficial use shall be made on or before February 3, 1976

Proof of the application of water to beneficial use shall be filed on or before March 3, 1976

Map in support of proof of beneficial use shall be filed on or before March 3, 1976

Commencement of work filed MAR 22 1974
Completion of work filed MAR 28 1974
Proof of beneficial use filed MAR 28 1974
Cultural map filed
Certificate No. 8316 Issued 8-1-74
Recorded 8-2-74 Bk 198 Page 368

IN TESTIMONY WHEREOF, I, ROLAND D. WESTERGARD,
State Engineer of Nevada, have hereunto set my hand and the seal of
my office, this 3rd day of August

A.D. 1973

Roland D. Westergard
State Engineer